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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

FRANKLIN S. CIBULA CORPORATION,)
 MARK H. CIBULA as Executor of the)
 Estate of Franklin S. Cibula,)

Plaintiffs)

v.)

UNITED STATES DEPARTMENT OF)
 TREASURY, INTERNAL REVENUE)
 SERVICE, SHERMAN M. UNELL, Trustee)
 of the Sherman M. Unell Declaration of)
 Trust dated 2/14/1986, and ROES 1 to 50.)

Defendants.

Case No. 11-CV-05383-LHK

**REQUEST TO APPEAR
 TELEPHONICALLY AT CASE
 MANAGEMENT CONFERENCE**

Date: January 25, 2012
 Time: 2:00 p.m.

Plaintiff, Franklin S. Cibula Corporation and Mark H. Cibula, Executor, and Defendants,
 United States Department of Treasury, Internal Revenue Service, and the real party in interest,
 United States of America, and Sherman M. Unell, hereby request permission to appear
 telephonically at the case management conference scheduled for January 25, 2012,
 at 2:00 p.m. before the Honorable Lucy H. Koh.

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MELINDA HAAG
United States Attorney

/s/ Cynthia Stier
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/s/
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Franklin S. Cibula Corp. v. US, et al,
Request to Appear Telephonically for CMC,
Case No. 11-cv-05383-LHK